

Tom Tugendhat MP
Chair
The Foreign Affairs Committee
Committee Office
House of Commons
London
SW1A 0AA

26 October 2018

Dear Tom,

Thank you for your letter of 17 October and your proposed publication of your correspondence with Rt Hon Ben Wallace MP, Minister of State at the Home Office on October 30th. However I was disappointed to see these letters, presumably a committee document, have already been selectively leaked ahead of publication, this time to the “The Times”. For my part, I attach my own complete correspondence with the Minister as part of this letter, also for publication.

As you are aware, I am independent chairman of London listed En+ plc, the world’s largest producer of aluminium outside of China and thanks to our 16 giga watts of hydro power, it is also the lowest carbon producer in the sector. The group has operations in 14 countries on five continents and employs over 100,000 people worldwide. However, while we are a major employer in the Republic of Ireland, we do not have any significant operations in the UK.

In light of US sanctions imposed on our major shareholder Mr Oleg Deripaska, I am currently leading a major effort to remove him from control of the company. This is no small undertaking and as a response to US sanctions, it is unprecedented in both its scope and size. If successful, it will represent both a big advance for best practice corporate governance in London and a major development in US sanctions policy, bringing a greater focus and impact on the target of the sanctions, while separating the target from the assets they control.

I cannot emphasise enough that US Treasury sanctions are targeted at Mr Oleg Deripaska personally *not* EN+ or our sister company Rusal. Mr Deripaska left the board of En+ at my request earlier this year and I have now prepared a new independent board to take control of the company.

OFAC, the sanctions unit of the US Treasury, has made it crystal clear that if certain changes are made to Mr Deripaska's controlling interest in the company, they are prepared to consider lifting sanctions on the En+ & Rusal group. Indeed this was confirmed by **Steve Mnuchin**, the US Treasury Secretary himself earlier in the summer who said on 20 July: "Our objective is not to put Rusal out of business"; and on 28 July "**The objective was to impact the oligarchs, not to impact the hardworking people of Rusal as a result of the sanctions.**"

Since then, the US Treasury has publically confirmed that they have received and are considering a plan which could result in "**substantial corporate governance changes that could potentially result in substantial changes in control.**" This is the plan I am leading.

Until this process is concluded, these measures remain financially and commercially sensitive. Nevertheless, given your interest in this area, I have offered your committee a confidential briefing in respect of this plan and my on going high level discussions with the US Treasury. You have declined that offer but I will be happy to return instead, as I have already informed you, once my discussions have concluded, for an open public session.

Earlier in the summer, I also offered exactly the same courtesy to Mr Wallace, namely a private briefing on my discussions with the US Treasury and the substantial proposals for a change of control at En+. I could not be more transparent in respect of this globally significant initiative.

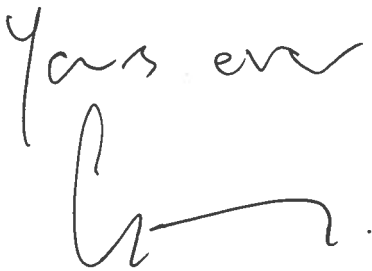
However, at no time have I ever made any request for UK government assistance of any kind, for me, the company or anyone else. Indeed I went to great pains to spell out very clearly in my short letter (attached) that "**I have no ask of your or any other parliamentary colleague.**"

Therefore I was very surprised to read this week in The Times, a leaked and partial extract of your correspondence with the minister, that suggested that I had written to Mr Wallace "...to request assistance for Russian associates." As you know and as the attached letter makes absolutely clear, this is factually incorrect.

I have written to Mr Wallace to kindly ask him to clarify the record and would be most grateful if you could also correct any false impression that may have been inadvertently given that I have at any time requested "assistance" from the government, as this is plainly wrong.

Finally, for the record, my chairmanship of En+ is fully declared in the House of Lords members register of interests but I have never raised or spoken on this issue in the House of Lords nor indeed ever spoken on any Russia related topic.

I hope this answers your question and sets the record straight.

A handwritten signature in black ink, appearing to read "Yours ever" followed by a stylized signature.

Lord Barker of Battle

Independent chairman

En+ plc